U.S. Department of Justice

United States Attorney
Southern District of New York

The Silvio J. Mollo Building
One Saint Andrew's Plaza
New York, New York 10007

September 27, 2013

The Honorable Jesse M. Furman
United States District Judge
Southern District of New York
United States Courthouse
40 Foley Square
New York, New York 10007

Re: United States v. Sang Bin Lee, et alia,
S1 13 Cr. 461 (JMF)

Dear Judge Furman:

The Government respectfully writes to request that the Court: (i) schedule an arraignment for the defendants in the above matter for 3:00 p.m. on October 2, 2013, and (ii) adjourn the deadline by which defendant Sang Bin Lee is to file pre-trial motions until a date convenient to the Court and defense counsel.

First, as the Court is aware, a Grand Jury in this District returned a superseding Indictment in this case on or about September 16, 2013. The superseding Indictment charged the defendant Sang Bin Leee, as well as four additional defendants (Andrew Chang, Hye Young Kim, Ki Hwan Chung, and Jun Bae Chung) with participating in a conspiracy to distribute cocaine base in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(C), and 846.[1] Accordingly, each of the defendants must be arraigned on the superseding Indictment. Your Honor's Courtroom deputy has informed the undersigned that 3:00 p.m. on October 2, 2013, is a date and time convenient to the Court.

Second, at the initial pre-trial conference in this matter, the Court had set September 27, 2013, as the deadline by which defendant Sang Bin Lee was to file any pre-trial motions. Since that initial pre-trial conference, defendant Lee not only has been charged in the superseding Indictment, but also has retained new defense counsel, Michael Young, Esq. In view of that, the Government respectfully requests that defendant Lee's pre-trial motion deadline be continued, and that the Court set a new deadline as to each defendant at the October 2 proceeding.

If the Court is inclined to grant the Government's requests, the Government requests that time be excluded from today until October 2, 2013, in the interests of justice and pursuant to the

[1] The underlying Indictment previously had charged only Sang Bin Lee with violations of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(A), and 846.

Speedy Trial Act. The period of time for which the Government seeks the exclusion is in the interests of justice and outweighs the interests of the public and the defendant in a speedy trial because it will, among other things: (i) permit the Government to produce discovery to the new defendants; (ii) permit counsel for defendant Sang Bin Lee and defendant Lee to review and discuss the discovery that has been produced and/or made available to defense counsel to date; (iii) permit defense counsel and the defendants to prepare for trial, including but not limited to considering a schedule for pre-trial disclosures; and (iv) allow counsel for the defendants and the Government to discuss possible pre-trial dispositions.

For the Court's convenience, a copy of the superseding Indictment is enclosed.

Respectfully yours,

PREET BHARARA
United States Attorney

By: __/s/ Sean S. Buckley__________
Sean S. Buckley
Assistant United States Attorney
(212) 637-2261

Enclosure

cc (by electronic mail): Counsel of record